

1 BARRY J. PORTMAN
Federal Public Defender
2 ANGELA M. HANSEN
Assistant Federal Public Defender
3 555 - 12th Street, Suite 650
Oakland, CA 94607-3627
4 Telephone: (510) 637-3500
5 Counsel for Defendant DASA
6

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 OAKLAND DIVISION

10 UNITED STATES OF AMERICA,)	No. CR-11-00742 SBA
)	
11 Plaintiff,)	STIPULATED REQUEST TO CONTINUE
)	HEARING DATE TO JANUARY 24, 2012
12 v.)	AND TO EXCLUDE TIME UNDER THE
)	SPEEDY TRIAL ACT AND ORDER
13)	
14 VISHAL DASA,)	
ANJI REDDY DIRISINALA,)	Hearing Date: December 12, 2011
15 RAMAKRISHNA REDDY KARRA, and)	Time: 10:00 a.m.
TUSHAR TAMBE)	
)	
16 Defendants.)	
)	
17)	

18 The above-captioned matter is set on December 12, 2011 before this Court for a status
19 hearing. The parties jointly request that the Court continue the matter to January 24, 2012, at
20 10:00 a.m., before this Honorable Court, and that the Court exclude time under the Speedy Trial
21 Act, 18 U.S.C. § 3161, between December 12, 2011 and January 24, 2012, so that the defense
22 can have additional time to review and assess the voluminous discovery in this case, including
23 supplemental discovery that the government plans to produce.

24 On October 7, 2011, the United States Attorney filed a one-count Information charging
25 defendants with conspiracy to commit visa fraud in violation of 18 U.S.C. §§ 371 and 1546(a).
26 On October 11, 2011, the defendants appeared before the magistrate court, waived Indictment

Stip. Req. To Continue Hearing Date and to
Exclude Time, No. CR-11-0742 SBA

1 and were arraigned. Defendants face a maximum sentence of five years imprisonment on this
2 charge.

3 By way of background, this case is related to a larger investigation involving Tri-Valley
4 University (“TVU”), which the government has alleged was a sham university that accepted
5 foreign students and issued legal status for these students without requiring that they attend
6 classes. *See* Indictment in *United States v. Susan Su*, CR 11-00288-SBA.

7 The four defendants charged in this related case request additional time to review the
8 discovery that the government has already produced, which includes voluminous files from TVU
9 computers that the government seized and that the defendants need to review. Additionally, the
10 defense has requested that the government produce additional discovery relating to the broader
11 investigation in this case, and the government has agreed to produce this discovery to defense
12 counsel and needs additional time to gather the information. For these reasons, the defense
13 requests additional time to review discovery and to assess this case, and the parties agree that
14 this is an appropriate reason to continue this case until January 24, 2012.

15 The parties stipulate and agree that the ends of justice served by this continuance
16 outweigh the best interest of the public and the defendants in a speedy trial. The parties further
17 agree that the failure to grant this continuance would unreasonably deny counsel for defendants
18 the reasonable time necessary for effective preparation, taking into account the exercise of due
19 diligence. Accordingly, the parties agree that the period of time from December 12, 2011 until
20 January 24, 2012, should be excluded in accordance with the provisions of the Speedy Trial Act,
21 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), for effective preparation of defense counsel, taking into
22 account the exercise of due diligence.

23 DATED: December 8, 2011

24 /S/
WADE M. RHYNE
HARTLEY M.K. WEST
25 Assistant United States Attorneys
26

1 DATED: December 8, 2011

/S/
KENNETH MCGUIRE
Counsel for Tushar Tambe

2

3

4 DATED: December 8, 2011

/S/
GINNY H.K. WALIA
Counsel for Ramakrishna Reddy Karra

5

6 DATED: December 8, 2011

/S/
GALIA AMRAM PHILLIPS
Counsel for Anji Reddy Dirisinala

7

8

9 DATED: December 8, 2011

/S/
ANGELA M. HANSEN
Assistant Federal Public Defender
Counsel for Vishal Dasa

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1 **ORDER**

2 Based on the reasons provided in the stipulation of the parties above, the Court hereby
3 FINDS:

4 1. Given that this case is related to a larger investigation involving Tri-Valley
5 University and the Indictment in *United States v. Susan Su*, CR 11-00288-SBA, and that the
6 government produced discovery to defendants that includes voluminous computer files from the
7 University that the defense needs to review;

8 2. Given that the defense has requested additional discovery and that the
9 government is working to produce this discovery to the defense;

10 3. Given that a complete review of the discovery is necessary to the defense
11 preparation of the case and that the failure to grant the requested continuance would
12 unreasonably deny counsel for defendants the reasonable time necessary for effective
13 preparation, taking into account the exercise of due diligence;

14 4. Given that the ends of justice served by this continuance outweigh the best
15 interest of the public and the defendants in a speedy trial;

16 Based on these findings, IT IS HEREBY ORDERED that the STATUS date of December
17 12, 2011, scheduled at 10:00 a.m., before the Honorable Sandra Brown Armstrong, is vacated
18 and reset for January 24, 2012, at 10:00 a.m. It is FURTHER ORDERED that time is excluded
19 pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), from December 12,
20 2011 until January 24, 2012.

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22 DATED: _12/9/11

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SAUNDRA BROWN ARMSTRONG
24 United States District Judge
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